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FILED
U.S. ATTORNEY'S OFFICE
CENTRAL DISTRICT OF CALIF.

10 Attorneys for Plaintiff
11 UNITED STATES OF AMERICA

12 UNITED STATES DISTRICT COURT

13 FOR THE CENTRAL DISTRICT OF CALIFORNIA 938

14 UNITED STATES OF AMERICA,) Case No.: CR 02-938 (E) -RGK
15 Plaintiff,)
16 v.) GOVERNMENT'S PROPOSED
17) STATEMENT TO BE READ TO THE
18 JOHN STINSON, et al.,) JURY
19 Defendants.) Trial date: October 4, 2006
20) Time: 8:30 a.m.
21)

22 Plaintiff United States of America, by and through its
23 counsel of record, the United States Attorney's Office for the
24 Central District of California ("government"), hereby submits its
25 proposed statement of the case to be read to the jury.

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28 U.S. v. Stinson, CR 02-938 (E)-RGK
Stmt to be read to Jury
DOCKETED SEP 26 2006
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3837

1 GOVERNMENT'S PROPOSED STATEMENT TO BE READ TO THE JURY

2 I will now summarize the indictment for you. The indictment
3 contains a statement of the criminal charges against the
4 defendants.

5 Each defendant is charged in the indictment with the same
6 three counts. As to each of the three counts, the indictment
7 alleges that defendants committed the charged offenses as high-
8 ranking members of a prison gang called the "Aryan Brotherhood."
9 Further, that the Aryan Brotherhood prison gang operated in two
10 coordinated factions, one in California prisons and the other in
11 federal prisons.

12 The indictment contends that each of these factions was
13 controlled by a separate ruling body, sometimes called the
14 "commission," and that defendants were at all relevant times
15 members of the "commission" in the California prisons. Further,
16 that as members of the commission, defendants ordered, approved,
17 and solicited the murders of Aryan Brotherhood members and
18 others.

19 The first count that you will consider charges theses
20 defendants with racketeering conspiracy, which is a part of the
21 racketeering laws known as "RICO." I will instruct you on the
22 law of RICO conspiracy after all evidence has been presented.
23 But, for now, please consider that defendants are charged with
24 conspiring to violate racketeering laws by conducting the Aryan
25 Brotherhood prison gang through a pattern of criminal activity
26 which included murder, attempted murder, conspiracy to commit
27 murder, solicitation to commit murder, narcotics trafficking, and

1 other crimes.

2 The other charges that you will consider charge each of the
3 defendants with what are known as violent crimes in aid of
4 racketeering. That is, defendants are charged with committing
5 certain crimes to maintain, increase or enhance their positions
6 in the Aryan Brotherhood.

7 Specifically, in one of these counts, defendants have been
8 charged with aiding, abetting, encouraging or otherwise
9 participating in the murder of Aryan Brotherhood member Arthur
10 Ruffo.

11 In the second of these counts, defendants have been charged
12 with aiding, abetting, encouraging or otherwise participating in
13 the murder of Aryan Brotherhood member Aaron Marsh.

14 Each defendant has pleaded not guilty and has denied all of
15 the charges in the indictment.

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CERTIFICATE OF SERVICE

I, NETTIE RAFEE declare:

That I am a citizen of the United States and resident or employed in Los Angeles, County, California; that my business address is Office of United States Attorney, Federal Courthouse 312 North Spring Street, Los Angeles, California 90012; that I am over the age of eighteen years, and am not a party to the above-entitled action:

8 That I am employed by the United States Attorney for the Central District of
9 California who is a member of the Bar of the United States District Court for the Central
10 District of California, at whose direction the service by mail described in this Certificate
11 was made; that on September 25, 2006, I deposited in the United States mail, at the
12 U.S. Courthouse, in the above-entitled action, in an envelope bearing the requisite
13 postage,

14 a copy of: "Government's Proposed Statement to Be Read to the Jury
was:

15 [Placed in a closed envelope, for collection and interoffice delivery addressed as follows:
16 [Placed in a sealed envelope for collection and mailing via United States Mail, addressed as follows:

17 [] By hand delivery [X] By facsimile as follows:
18 addressed as follows:

19 [] By messenger as follows: [] By federal express as follows:

20 | SEE ATTACHMENT

22 at their last known address, at which place there is a delivery service by United States mail.

23 This Certificate is executed on September 25, 2006, at Los Angeles, California.

24 I certify under penalty of perjury that the foregoing is true and correct.

Nettie Rafee

U.S. v. ROBERT LEE GRIFFIN, ET AL.,
CR NO. 02-938-RGK (9/25/06)

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